IN THE UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF PENNSYLVANIA

ROBERT LUCAS, :

: CIVIL ACTION

Plaintiff,

:

CITY OF PHILADELPHIA, :

٧.

NO. 11-4376

Defendant.

<u>ORDER</u>

AND NOW, this 23 day of February, 2012, upon consideration of Defendant the City of Philadelphia's Motion to Dismiss (Docket No. 2) and Plaintiff Robert Lucas's Response in Opposition (Docket No. 5), it is hereby **ORDERED** that the Motion is **GRANTED** and the Complaint is **DISMISSED WITHOUT PREJUDICE**. Plaintiff shall have twenty (20) days from the date of this Order to file an amended complaint correcting the deficiencies identified in the accompanying Memorandum.

It is so **ORDERED**.

BY THE COURT:

RONALD L. BUCKWALTER, S.J.

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